



THE COMMONWEALTH OF MASSACHUSETTS
MILITARY DIVISION
THE ADJUTANT GENERAL'S OFFICE

04-45

16 November 2004

PERSONNEL-MILITARY LEAVE

1. Reference MILPER Message, 04-298 (Unclassified) Special Leave Accrual
2. Referenced MILPER Message provides guidance on special leave accrual prescribed under Title 10, USC Section 701F. Soldiers who serve in a hostile fire, imminent danger area for a continuous period of 120 days or greater may be authorized to retain and accumulate up to 120 days leave.
3. The referenced MILPER Message is attached and provides more detailed guidance on this special leave accrual policy

FOR THE ADJUTANT GENERAL:

A handwritten signature in dark ink, appearing to read "J. F. Daley".

J. F. DALEY
COL, IN
J1

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Subject: FW: Special Leave Accrual MILPER MSG 04-298 (UNCLASSIFIED)

A. TITLE 10, USC, SECTION 701F, (1) AND (2).

B. DEPARTMENT OF DEFENSE INSTRUCTIONS 1327.5, LEAVE AND LIBERTY, CHANGE 3, DTD 8 FEBRUARY 1995.

C. AR 600-8-10, LEAVES AND PASSES, DTD 31 JULY 2003.

D. PERSONNEL POLICY GUIDANCE (PPG) OF OPERATIONS IRAQI FREEDOM (OIF), ENDURING FREEDOM (OEF), AND NOBLE EAGLE (ONE).

E. OFFICE OF THE UNDER SECRETARY OF DEFENSE (OUSD) MEMORANDUM, SUBJECT: SPECIAL LEAVE ACCRUAL, 30 SEPTEMBER 2004

1. EXPIRATION: THIS MESSAGE WILL EXPIRE NLT 31 OCTOBER 2006.

2. THE PURPOSE OF THIS MESSAGE IS TO IMPLEMENT SPECIAL LEAVE ACCRUAL PROVISIONS AS PRESCRIBED UNDER TITLE 10, USC SECTION 701F, AND IS EFFECTIVE FISCAL YEAR 2004. SOLDIERS WHO SERVE IN A HOSTILE FIRE/IMMINENT DANGER AREA FOR A CONTINUOUS PERIOD OF 120-DAYS OR GREATER MAY BE AUTHORIZED TO RETAIN AND ACCUMULATE UP TO 120-DAYS LEAVE, AFTER SERVING IN AN AREA IN WHICH THEY ARE ENTITLED TO HOSTILE FIRE OR IMMINENT DANGER PAY UNDER 37 USC SECTION 310. LEAVE IN EXCESS OF 60-DAYS ACCUMULATED UNDER THIS PROVISION IS LOST IF NOT USED BY THE SOLDIER BEFORE THE END OF THE THIRD FISCAL YEAR AFTER THE FISCAL YEAR IN WHICH THE CONTINUOUS PERIOD OF SERVICE TERMINATED.

3. COMPUTATION OF THE 120-DAY LEAVE ACCRUAL FOR PERSONNEL IN HOSTILE FIRE/IMMINENT DANGER PAY AREAS IS BASED UPON LEAVE IN EXCESS OF 60-DAYS AS SHOWN ON THE OCTOBER 2004 LEAVE AND EARNING STATEMENT (LES). QUALIFYING SOLDIERS ARE AUTHORIZED TO RETAIN SUCH LEAVE (NOT TO EXCEED 120-DAYS) UNTIL THE END OF FISCAL YEAR 2007.

4. SOLDIERS WHO SERVE IN A DUTY ASSIGNMENT IN SUPPORT OF A CONTINGENCY OPERATION DURING A FISCAL YEAR, OR WHOSE PRIMARY DUTIES ARE IN DIRECT SUPPORT OF A CONTINGENCY OPERATION AND ARE DENIED LEAVE, MAY BE AUTHORIZED TO CARRY OVER LEAVE IN EXCESS OF 60-DAYS, (NOT TO EXCEED 90 DAYS) UNTIL THE END OF THE SUCCEEDING YEAR. SLA MAY BE GRANTED, BY THE MACOM APPROVAL AUTHORITY. THE LEAVE APPROVING AUTHORITY MUST HAVE DENIED THE SOLDIER LEAVE FOR THE ENTIRE YEAR OR FOR A SPECIFIC PERIOD OF TIME THAT WOULD NOT ALLOW THE SOLDIER TO SCHEDULE THE LEAVE PERIOD. FOR EXAMPLE, IF A SOLDIER, WAS DENIED LEAVE PER A MEMORANDUM FROM THE COMMANDER, DURING FISCAL YEAR 2004, THE SOLDIER WOULD BE ENTITLED TO RETAIN UP TO 90-DAYS LEAVE UNTIL 30 SEPTEMBER 2005.

5. THIS IS A ODCS, G-1 AND ARMY HUMAN RESOURCES COMMAND (AHRC) COORDINATED MESSAGE. FOR QUESTIONS AND ISSUES PLEASE CONTACT YOUR MACOM POINT OF CONTACT (POC), PRIOR TO ANY COORDINATION WITH THE G-1 OR AHRC. THE DCS, G-1 POLICY PROPONENT IS LTC GUITON, DSN 222-5945 OR COMMERCIAL (703) 692-5945. E-MAIL ADDRESS IS GINNI.GUITON@HQDA.ARMY.MIL AND MAJ VOITHOFER, DSN 222-6889. E-MAIL ADDRESS IS MATTHEW.VOITHOFER@HQDA.ARMY.MIL. THE

11/6/2004

AHRC FUNCTIONAL PROPONENT FOR LEAVES AND PASSES IS MRS. MCCLELLAND, DSN 221-9005 OR COMMERCIAL (703) 325-9005. E-MAIL ADDRESS IS BRENDA.MCCLELLAND@HOFFMAN.ARMY.MIL.

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